IN THE HIGH COURT OF BOMBAY AT GOA

MISCELLANEOUS CIVIL APPLICATION NO. 310 OF 2005
IN SECOND APPEAL NO. 144 OF 2004

Shri Yeshwant Bhiki
Sakhalkar & Anr. ... Applicants

Versus
Smt. Hirabai Prabhakar
Kamat Mamai & Anr. ... Respondents.

Mr. A. B. D'Sa, advocate for the applicants.

Mr. D. Pangam, advocate for respondent nos.1 and 2.

CORAM : A. P. LAVANDE, J.

DATE : 27th April, 2005.

ORAL ORDER

Heard Mr. D'Sa for the applicants and Mr. Pangam for respondent nos. 1 and 2. by this application the applicants pray that they may be granted permission to repair the temporary roof of the suit premises in view of the impending monsoons. The respondent no.2 has filed affidavit. In the said affidavit, it is stated that without prejudice to their rights and contentions the respondents have no objection if the applicants repair the said temporary roof with tarpaulin as they were doing during the pendency of the suit before the trial Court and during the pendency of the appeal before the Additional District Court, Panaji.

2. In view of the no objection given by the

respondents, the applicants are permitted to repair the said temporary roof with tarpaulin as they were doing during the pendency of the suit in the trial Court and the appeal before the Additional District Court at Panaji. This Order is passed without prejudice to the rights and contentions of the parties.

The application stands disposed of in the above mentioned terms.

A. P. LAVANDE, J.

mc.